IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

WRIT PETITION NO. 542 (S/S) OF 2005

1. Girdhar Prasad, son of Sri Hari Krishan Dimri, resident of Village Rarkhi P.O. Simli, District Chamoli.
2. Ranjeet Singh Chauhan, son of Sri Bir Singh, resident of Village Birgarh. P.O. Udamanda, District Cahmoli.

.....Petitioners.

Versus

1. State of Uttaranchal, through Secretary Irrigation Department, Dehradun.
2. Chief Engineer Irrigation Department, Dehradun.
3. Executive Engineer Irrigation Division Srinagar (Garwhal), District Pauri Garhwal.
4. Executive Engineer Irrigation Division Kotiyalsen, District Chamoli. .....Respondents.

Mr. Narayan Singh Negi, learned counsel for the petitioner.
Learned standing counsel.

Hon'ble Rajesh Tandon, J.

By the present writ petition, the petitioners have prayed for a writ of Mandamus directing the respondents to regularize the services of the petitioners Notionally on the post of Chaukidar with effect from the date when the petitioners were appointed on Work Charge basis i.e. 30.05.1980 and 31.05.1980.

Further prayer has been made for deciding the representation of the petitioner.

At present, the petitioner has confined his prayer for only disposal of the representation filed by him on 3rd January 2005.

Briefly stated, according to the case of the petitioners, they were appointed on 30th May, 1980 and 31.05.1980 respectively on the pot of Chaukidar on work-charge basis in

Vishnuprayag Pariyojana Khand Prtham Joshimath District-Chamoli. Both the petitioners are working on the said post in the Irrigation Department on work charge basis since 1980 and they are being paid regular pay-scale, they are continuously working on the post of Chaukidar but the petitioners were appointed on work-charge basis in the Irrigation Department.

Learned counsel for the petitioners has submitted that the petitioners are working since 1980. twenty five years have already passed, but they have not been regularized till date. They have made a representation on 3rd January, 2005 praying for their regularization.

In view of the above, respondents are directed to decide the representations made by the petitioners within a period of six weeks from the filing of certified copy of the order.

Subject to the aforesaid, the writ petition is disposed of.

(Rajesh Tandon, J.)

10.05.2005
Rathour